

Gregory M. Fox State Bar No. 70876
 BERTRAND, FOX AND ELLIOT
 The Waterfront Building
 2749 Hyde Street
 San Francisco, CA 94109
 Telephone: (415) 353-0999
 Facsimile: (415) 353-0990
 E-Mail: Gfox@bfesf.com

Teresa L. Highsmith State Bar No. 155262
 Office of the City Attorney
 2263 Santa Clara Avenue, Room 280
 Alameda, California 94501-4477
 Telephone: (510) 747-4750
 Facsimile: (510) 747-4767

Attorneys for Defendants

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

GABRIEL J. HURST,

Plaintiff,

vs.

CITY OF ALAMEDA, a municipal corporation;
 WALTER TIBBET, in his capacity as Chief of
 Police for CITY OF ALAMEDA; RYAN
 DERESPINI individually, and in his capacity a
 police officer for CITY OF ALAMEDA; IAN
 SUMMIT, individually, and in his capacity as a
 police officer for CITY OF ALAMEDA; and,
 DOES 1-25, inclusive,

Defendants.

Action No. C-08-02518-JL

**STIPULATION AND ~~PROPOSED~~
 ORDER FOR DISMISSAL OF THE
 ENTIRE ACTION WITH PREJUDICE**

The parties to this action, by and through their counsel of record, hereby stipulate for an Order of Dismissal with Prejudice of the Entire Action with each side to bear their own attorneys fees and costs. This Dismissal with Prejudice also incorporates by reference as though fully set forth herein that Settlement Agreement and Full and Final Release of all Claims executed by the plaintiff on May 6, 2009.

1 So stipulated.

2
3 LAW OFFICES OF JOHN L. BURRIS

4
5 Dated: May 8, 2009

6 By: /s/
JOHN L. BURRIS, Esq.
Attorneys for Plaintiff

7
8 BERTRAND, FOX & ELLIOT

9
10 Dated: May 21, 2009

11 By: /s/
GREGORY M. FOX, Esq.
Attorneys for Defendants

12 ATTORNEY ATTESTATION

13 I hereby attest that I have on file all holograph signatures for any signatures indicated by a
14 “conformed” signature (/s/) within this E-filed document.

15
16 Dated: May 21, 2009

17 /s/
GREGORY M. FOX

18
19 **ORDER**

20 PURSUANT TO THE STIPULATION OF THE PARTIES , IT IS SO ORDERED THAT
21 THE ENTIRE ACTION IS DISMISSED WITH PREJUDICE, EACH SIDE TO BEAR THEIR
22 OWN FEES AND COSTS.

23
24 Dated: May 22, 2009

25 
HONORABLE JAMES LARSON
United States District Court Magistrate Judge